

JG07 REC PCT/PTO 28 MAR 2001

09/743938

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE #3.

In re U.S. Patent Application of:

Ralf Fuchs, et al.	)	Attorney Docket No.: 20981.010
Serial No.: 09/743,938	)	
Filed: January 17, 2001	)	
International Application No.: PCT/EP99/04914	)	
International Filing Date: July 13, 1999	)	
For: DEVICE FOR SIZING A YARN SHEET	)	

Charlotte, North Carolina, March 28, 2001

Assistant Commissioner for Patents  
Washington, D.C. 20231

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS**  
**UNDER 35 USC 371 IN THE UNITED STATES**  
**DESIGNATED/ELECTED OFFICE (DO/EO/US)**

03/30/2001 03:00 PM 00000083 09743938

01 FC:154

130.00 DP

In response to the "Notification to File Missing Requirements Under 35 USC 371 in the United States Designated/Elected Office (DO/EO/US)" dated March 5, 2001, the Applicant submits herewith the following:

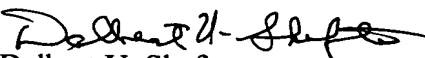
- (a) German Language Declaration and Power of Attorney, duly executed by inventors; and
- (b) A check in the amount of \$130.00 for surcharge under 37 CFR §1.492(e);

The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR §1.16; any patent application processing fees under 37 CFR §1.17 associated with the communication, or to credit any overpayment thereof, to Deposit

0207392.01  
LIB:

Account No. 18-1215. The Commissioner is further hereby authorized to charge payment of any patent application processing fees under 37 CFR §1.17 and any filing fees under 37 CFR §1.16 for presentation of extra claims during pendency of this application, or to credit any overpayment thereof, to Deposit Account No. 18-1215. A duplicate copy of this letter is enclosed.

Respectfully submitted,

  
Dalbert U. Sheffe  
KENNEDY, COVINGTON,  
LOBDELL & HICKMAN, L.L.P.  
Bank of America Corporate Center  
Suite 4200  
100 North Tryon Street  
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-Attorney for Applicant

**CERTIFICATE OF MAILING:**

"EXPRESS MAIL" MAILING LABEL NO. EL666920544US

DATE OF DEPOSIT March 28, 2001

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE "EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE UNDER 37 CFR 1.10 ON THE DATE INDICATED ABOVE AND IS ADDRESSED TO THE COMMISSIONER OF PATENTS AND TRADEMARKS, WASHINGTON, D.C. 20231.

TYPED NAME Janet L. Babaa

SIGNATURE 

**CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)**Applicant(s): **Ralf Fuchs et al.**

Docket No.

**20981.010**

Serial No.

**09/743,938**

Filing Date

**January 17, 2001**

Examiner

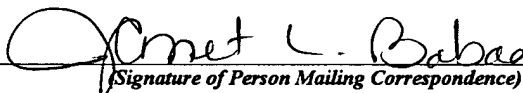
Group Art Unit

Invention: **DEVICE FOR SIZING A YARN SHEET**

I hereby certify that the following correspondence:

**Response to Notification of Missing Requirements Under 35 USC 371 in the United States Designated/Elected Office (DO/EO/US); German Language Declaration and Check: \$130.00***(Identify type of correspondence)*

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: The Assistant Commissioner for Patents, Washington, D.C. 20231

**March 28, 2001***(Date)***Janet L. Babaa***(Typed or Printed Name of Person Mailing Correspondence)**(Signature of Person Mailing Correspondence)***EL666920544US***("Express Mail" Mailing Label Number)***Note: Each paper must have its own certificate of mailing.**

**CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)**Applicant(s): **Ralf Fuchs et al.**

Docket No.

**20981.010**

Serial No.

**09/743,938**

Filing Date

**January 17, 2001**

Examiner

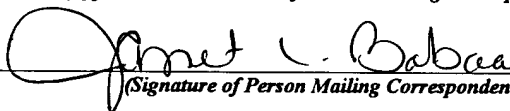
Group Art Unit

Invention: **DEVICE FOR SIZING A YARN SHEET**

I hereby certify that the following correspondence:

**Assignment Cover Sheet; Assignment; Check: \$40.00***(Identify type of correspondence)*

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: The Assistant Commissioner for Patents, Washington, D.C. 20231

**March 28, 2001***(Date)***Janet L. Babaa***(Typed or Printed Name of Person Mailing Correspondence)**(Signature of Person Mailing Correspondence)***EL666920544US***("Express Mail" Mailing Label Number)***Note: Each paper must have its own certificate of mailing.**



## UNITED STATES DEPARTMENT OF COMMERCE

Patent and Trademark Office

Address: ASSISTANT COMMISSIONER FOR PATENTS

Box PCT

Washington, D.C. 20231

U.S. APPLICATION NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/743938	FUCHS R	20981.010

DALBERT U SHEFTE  
KENNEDY COVINGTON LOBDELL & HICKMAN  
BANK OF AMERICA CORPORATE CENTER  
100 NORTH TRYON STREET, SUITE 4200  
CHARLOTTE, NC 28202 4006

INTERNATIONAL APPLICATION NO.	
PCT/EP99/04914	
I.A. FILING DATE	PRIORITY DATE
13 JUL 99	17 JUL 98
DATE MAILED:	

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as

☐ a Designated Office (37 CFR 1.494),

☒ an Elected Office (37 CFR 1.495):

☒ U.S. Basic National Fee.

☒ Copy of the international application in:

☒ a non-English language.

☐ English.

☒ Translation of the international application into English.

☐ Oath or Declaration of inventors(s) for DO/EO/US.

☐ Copy of Article 19 amendments.

☐ Translation of Article 19 amendments into English.

☒ The International Preliminary Examination Report in English and its Annexes, if any.

☐ Translation of Annexes to the International Preliminary Examination Report into English.

☐ Preliminary amendment(s) filed \_\_\_\_\_ and \_\_\_\_\_

☒ Information Disclosure Statement(s) filed 17 JAN 2001 and \_\_\_\_\_

☐ Assignment document.

☐ Power of Attorney and/or Change of Address.

☐ Substitute specification filed \_\_\_\_\_

☐ Verified Statement Claiming Small Entity Status.

☒ Priority Document.

☒ Copy of the International Search Report ☒ and copies of the references cited therein.

☐ Other:

2. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

☐ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.

☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.

☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).

☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date.

☐ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.

☐ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3. Additional claim fees of \$ \_\_\_\_\_ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due. See attached PTO-875.

**ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☐ 21 OR ☒ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes **MUST** be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.

5. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

***A copy of this notice MUST be returned with this response.***

Enclosed:

☐ PCT/DO/EO/917

☐ Notice of Defective Translation

☐ PTO-875

FORM PCT/DO/EO/905 (December 1997)

Winston M Alvarado

Telephone: 703-305-6421

RECEIVED

MAR 08 2001

KENNEDY, COVINGTON  
LOBDELL & HICKMAN

DOCKETED  
for April 5, 2001  
BMC